

**DOCKET NO.: OPTI-0125**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Application of:

**John W. Moore, et al.**

Confirmation No.: **not yet assigned**

Application No.: **10/589,839**

Group Art Unit: **not yet assigned**

Filing Date: **not yet known**

International Application No.:

Examiner: **not yet assigned**

**PCT/US2005/004979**

International Filing Date: **17 February 2005**

For: **COMPOSITIONS USEFUL AS FABRIC SOFTENERS**

**EXPRESS MAIL LABEL NO: EV 427088846 US**  
**DATE OF DEPOSIT: September 26, 2006**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO MAKE SPECIAL DUE TO AGE OF APPLICANT**  
**(MPEP § 708.02)**

Applicant hereby petitions to make this application special due to applicant John W. Moore's age. Dr. Moore will turn 69 on February 6, 2007.

Accompanying this petition is a true and correct copy of Mr. Moore's birth certificate as well as a copy of his passport, showing a birth date of February 6, 1938, evidencing that he is over the age of 65 required by MPEP Section 708.02.

In light of the foregoing, Applicant requests expedited examination on the merits of this application.

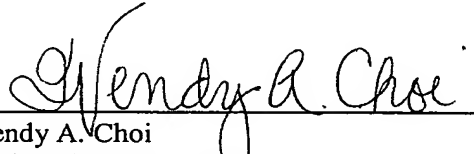
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PATENT

Pursuant to MPEP Section 708.02 IV, no fee is believed to be due in connection with this petition. Should the Commissioner deem a fee necessary, the Office is authorized to charge such fee to Deposit Account No. 23-3050.

Date: September 26, 2006

  
Wendy A. Choi  
Registration No. 36,697

Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia PA 19103  
Telephone: (215) 568-3100  
Facsimile: (215) 568-3439

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DEPARTMENT OF HEALTH  
CITY OF INDIANAPOLIS



This certifies that, a certificate of birth is on file at this office  
bearing the name

Born at CITY HOSPITAL

in FEBRUARY 6 19 14

No. of Certificate 733

Signature *H. E. Morgan*

Commissioner of Health

*Le Secrétaire d'Etat des Etats-Unis d'Amérique.*  
*prie par les présentes toutes autorités compétentes de laisser passer le citoyen*  
*ou ressortissant des Etats-Unis titulaire du présent passeport, sans délai ni*  
*difficulté et, en cas de besoin, de lui accorder toute aide et protection légitimes.*

*El Secretario de Estado de los Estados Unidos de América por el presente solicita a las autoridades competentes permitir el paso del ciudadano o nacional de los Estados Unidos aquí nombrado, sin demora ni dificultades, y en caso de necesidad, prestarle toda la ayuda y protección lícitas.*

**SIGNATURE OF BEARER/SIGNATURE DU TITULAIRE/FIRMA DEL TITULAR**

**NOT VALID UNTIL SIGNED**



新山

**MOORE**

Given names / Prénoms / Nombres

**JOHN WILLIAM**

Nationality / Nationalité / Nacionalidad

UNITED STATES OF AMERICA

Date of birth / Date de naissance / Fecha de nacimiento

06 Feb 1938

Sex / Sexe / Sexo Place of birth / Lieu de naissance / Lugar de nacimiento

M

**INDIANA, U.S.A.**

Date of issue / Date de délivrance / Fecha de expedición

10 Feb 2006

Date of expiration / Date of expiration / Fecha de caducidad

**09 Feb 2016**

Amendments / Modifications / Enmiendas

**See Page 24**

Authority / Autorité / Autoridad

United States

**Department of State**

P<USAMORE<<JOHN<WILLIAM<<<<<<<<<<<<<<<<<<<<<<<  
2169181794USA3802065M1602098<<<<<<<<<<<<<<<<0

FORM PTO-1390 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY DOCKET NUMBER <b>OPTI-0125</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES          DESIGNATED/ELECTED OFFICE (DO/EO/US)          CONCERNING A FILING UNDER 35 U.S.C. 371</b>		U.S. APPLICATION NO. (if known see 37 CFR 1.5) <b>10/589,839</b>
INTERNATIONAL APPLICATION NO. <b>PCT/US2005/004979</b>	INTERNATIONAL FILING DATE <b>17 February 2005 (17.02.2005)</b>	PRIORITY DATE CLAIMED <b>17 February 2004 (17.02.2004) and 02 March 2004 (02.03.2004)</b>
<b>TITLE OF INVENTION COMPOSITIONS USEFUL AS FABRIC SOFTENERS</b>		
<b>APPLICANT(S) FOR DO/EO/US John W. Moore, Christopher S. Moore, Cassie M. Lillienthal and Ashwinkumar Jaju</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input type="checkbox"/> 2. <input checked="" type="checkbox"/> 3. <input type="checkbox"/> 4. <input type="checkbox"/> 5. <input type="checkbox"/>  6. <input type="checkbox"/> 7. <input type="checkbox"/>  8. <input type="checkbox"/> 9. <input type="checkbox"/> 10. <input type="checkbox"/>  11. <input type="checkbox"/> 12. <input type="checkbox"/> 13. <input type="checkbox"/> 14. <input type="checkbox"/> 15. <input type="checkbox"/> 16. <input type="checkbox"/> 17. <input type="checkbox"/> 18. <input type="checkbox"/> 19. <input type="checkbox"/> 20. <input checked="" type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371. This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9), and (21) indicated below. The US has been elected (Article 31). A copy of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).  An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made.  An English translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). An oath or declaration of the inventor(s) 35 U.S.C. 371(c)(4). An English translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).  <b>Items 11. to 20. below concern other document(s) or information included:</b> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. A preliminary amendment. An Application Data Sheet under 37 CFR 1.76. A substitute specification. A power of attorney and/or change of address letter. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.182-1.825. A second copy of the published international application under 35 U.S.C. 154(d)(4). A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). Other items or information: - <b>Communication</b> - <b>Revised Petition to Make Special Due to Age of Applicant;</b> - <b>a copy of John W. Moore's birth certificate and passport;</b> - <b>a return postcard.</b>	
EXPRESS MAIL Mailing Label No. <b>EV 427088846 US</b> Date of Deposit: <b>September 26, 2006</b>		

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid IMB control number.

U.S. APPLICATION NO. (if known 37 C.F.R. 1.5) <b>10/589,839</b>		INTERNATIONAL APPLICATION NO. <b>PCT/US2005/004979</b>		ATTORNEY DOCKET NUMBER <b>OPTI-0125</b>	
The following fees are submitted:					
21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a))		<b>\$300</b>		\$	
22. <input type="checkbox"/> Examination fee (37 CFR 1.492(c))				\$	
If written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)		<b>\$0.00</b>		\$0	
All other situations		<b>\$200</b>			
23. <input type="checkbox"/> Search fee (37 CFR 1.492(b))					
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)		<b>\$0</b>			
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority		<b>\$100</b>		\$	
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB		<b>\$400</b>			
All other situations		<b>\$500</b>			
<b>TOTAL of 21, 22 and 23 =</b>				\$	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in electronic medium) (37 CFR 1.492(j)). The fee is <b>\$250</b> for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50=		X <b>\$250</b>	\$	
Surcharge of <b>\$130.00</b> for furnishing any of the search fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)).				\$	
Claims	Number Filed	Number Extra	Rate		
Total claims	- 20 =		X <b>\$50</b>	\$	
Independent Claims	- 3 =		X <b>\$200</b>	\$	
Multiple dependent claims(s) (if applicable)			+ <b>\$360</b>	\$	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				\$	
Processing fee of <b>\$130.00</b> for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
<b>TOTAL NATIONAL FEE =</b>				\$	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). <b>\$40.00</b> per property +					
<b>TOTAL FEES ENCLOSED =</b>				\$	
				Amount to be: refunded	\$
				Amount to be charged	\$

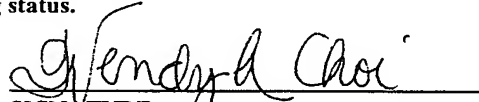
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid IMB control number.

- a. ☐ A check in the amount of \$ to cover the above fee is enclosed.
- b. ☐ Please charge my Deposit Account No. 23-3050 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-3050. A duplicate copy of this sheet is enclosed.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

**Dianne B. Elderkin**  
Woodcock Washburn LLP  
One Liberty Place - 46th Floor  
Philadelphia, PA 19103  
(215) 568-3100

  
SIGNATURE

Wendy A. Choi  
NAME

36,697  
REGISTRATION NUMBER



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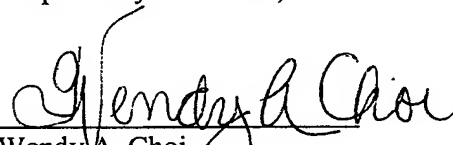
Sir:

**COMMUNICATION**

On September 21, 2006, Applicant filed a Petition to Make Special Due to Age of Applicant. However, there was an error in the Petition, namely an incorrect inventor's name was listed. A revised Petition is enclosed listing the correct inventor, John W. Moore. Copies of the birth certificate and passport of John W. Moore are also resubmitted.

Respectfully submitted,

Date: September 26, 2006

  
Wendy A. Choi  
Registration No. 36,697

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Telephone: (215) 568-3100